

**BEFORE  
THE DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE CONTROL BOARD**

**In the Matter of:**

Best Wings, Inc.  
t/a Blue Gin

Application for a Retailer's Class  
CT License – new  
at premises  
1206 Wisconsin Avenue, NW  
Washington, D.C.

Application No. 11950  
2004-57

Greg Talcott and Jonathan Scott Umbel, on behalf of Best Wings, Inc. and Bill Starrels,  
Vice Chair, on behalf of the Advisory Neighborhood Commission 2E, Signatories

**BEFORE:** Charles A. Burger, Chairperson  
Vera Abbott, Member  
Judy A. Moy, Member  
Audrey E. Thompson, Member  
Peter B. Feather, Member

**ORDER ON VOLUNTARY AGREEMENT**

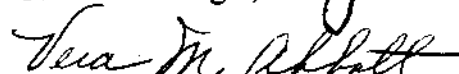
This matter came before the Board for approval on May 5, 2004. The signatories to the attached voluntary agreement, dated April 20, 2004, submitted the agreement to the Board in accordance with 23 DCMR Section 1609 (May 2004).

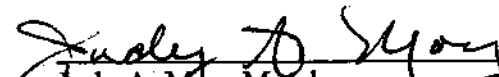
Having determined that the agreement complies with all applicable laws and regulations and the applicant qualifies for licensure, the Board does hereby this 1st day of July 2004, **APPROVE** the license application conditioned on the applicant's compliance with the terms of the voluntary agreement and does **INCORPORATE** the text of the same into the Order.


Best Wings, Inc.  
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District of Columbia  
Alcoholic Beverage Control Board

  
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Received  
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## **AGREEMENT**

THIS AGREEMENT ("Agreement") is made by Best Wings, Inc. a District of Columbia corporation, t/a Blue Gin (the "Applicant") with Advisory Neighborhood Commission 2E ("the ANC") and the Citizens Association of Georgetown ("the CAG").

WHEREAS, Applicant filed with the District of Columbia Alcoholic Beverage Control Board (the "Board") an application for a license, Class CT ("the Application"), for a new restaurant to be known as Blue Gin, located at 1206 Wisconsin Avenue ("Premises), Application #11950, which is pending before the District of Columbia Alcoholic Beverage Control Board.

WHEREEAS, the ANC and CAG represents the residents and taxpayers within the boundaries of ANC2E and wishes to insure that no establishment that sells alcoholic beverages will adversely affect the health, safety, and quality of life in the surrounding community;

NOW, THEREFORE, in consideration of the agreements set forth herein, the parties hereto mutually agree as follows:

1. **Occupancy and Safety.** The establishment shall have a maximum capacity of 199 persons, with no more than 125 on the first floor and 74 on the second floor. This limit shall be prominently posted and shall not be exceeded. The Applicant shall ensure that a clear passageway is maintained at all times for the safe egress of occupants in case of fire or other emergency.
2. **Hours of Operation.** The hours of operation shall be 10AM to 2 AM, Sunday through Thursday, and 10AM to 3 AM, Friday and Saturday. The Applicant shall keep the kitchen open and have a full service menu until two hours before closing and have a limited food service until one-half hour before closing. At closing time the Applicant agrees to encourage patrons to leave via Wisconsin Avenue oriented exit(s).
3. **Entertainment** Dancing with a DJ will be allowed on the first floor. There will be no live music except for small private parties that may require appropriate music provided that such music levels cannot be heard outside the Establishment. No outside promotions or promoters tied to entertainment will be allowed.
4. **Trash Removal.** The Applicant shall never permit trash, garbage, or litter to be placed outside the premises in unprotected bags, cans, or containers and shall insure that all legal refuse containers are emptied by a professional garbage truck service at least twice a week. The Applicant shall ensure that no part of the premises harbors rats or other vermin. Trash is to be disposed of in a structured trash area behind the establishment. If this rear area becomes unavailable for trash disposal, this Agreement is to be open for immediate revision.

5. Sanitation. In accordance with DCMR Title 25 (Food Regulations) Section 2207.2, all food waste shall have and use one or more food waste grinders that are conveniently located to dispose of all readily grindable food waste produced.

6. The Applicant agrees that when a cover charge is in use, only 21 year olds and older will be allowed in the establishment.

7. The Applicant shall not distribute fliers, cards to promote business.


8. The Applicant agrees that if the food operation of the Establishment changes appreciatively than either party can ask the ABC Board to investigate to see if the Applicant needs to apply for a substantial change.


9. The parties agree that the above provisions are conditions of the license and any failure of Applicant to adhere to the foregoing commitments would constitute grounds for the ANC or CAG to petition the ABC Board for issuance of an order to show cause pursuant to 23 D.C.M.R. §1513.5. Prior to so petitioning, however, the ANC or CAG shall notify the Applicant of any perceived violations and afford Applicant seven (7) calendar days in which to address or rectify the perceived violation.

10. This written agreement constitutes the only agreement between the parties and may be modified only by the written agreement of both parties.

Executed this 20 day of April, 2004.

APPLICANT

BY:   
Greg Talcott

BY:   
Jonathan Scott Umbel

ADVISORY NEIGHBORHOOD COMMISSION 2E

BY:   
Bill Starrels, Vice-Chair, ANC 2E and Chairman, ABC Committee

CITIZENS ASSOCIATION OF GEORGETOWN

BY: Ray Kukulski  
Ray Kukulski, President